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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application:) Customer No.: 21378
Brustad et al.)
Serial No.: 10/766,138) Docket No.: A-3049-AL
Filed: January 28, 2004) Art Unit 3752
For: MEDICAL TUBING HAVING VARIABLE)
CHARACTERISTICS AND METHOD)
OF MAKING SAME)

Date of Deposit: Jan 13, 2006

I hereby certify that the following documents as identified below are being deposited with Federal Express Service on the date indicated above in an envelope addressed to United States Patent and Trademark Office, Customer Service Window, Mail Stop Amendments, Randolph Building, 401 Dulany Street, Alexandria, VA 22314.

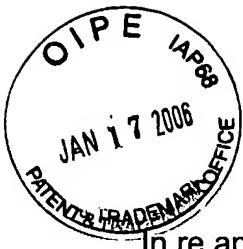
1. Information Disclosure Statement;
2. PTO Form PTO/SB/08A (1 page);
3. PTO Form PTO/SB08B (1 page);
4. Copies of 5 cited references;
5. Transmittal; and
6. Return-receipt postcard.

Each of the above-identified documents is enclosed herewith.

Respectfully submitted,


Barbara Johnson
Applied Medical Resources Corporation

CUSTOMER NO.: 21378
Telephone (949) 713-8000
Facsimile (949) 713-8206



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INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Enclosed please find a copy of forms PTO/SB/08A and PTO/SB/08B which list information which may be relevant to the prosecution of the above-captioned application. It is requested that this information be considered by the Office.

This Statement is being submitted under the terms of 37 C.F.R. § 1.97(b). The information is being filed before the mailing of a first Office Action on the merits. Therefore, it is believed no fee is due.

Under 37 C.F.R. § 1.97(h), it is understood that filing of the Information Disclosure Statement does not constitute an admission that the information submitted is material to patentability.

The Commissioner is hereby authorized to charge any fee deficiency, or credit any over-payment, to our Deposit Account No. 01-2215.

Respectfully Submitted,

APPLIED MEDICAL RESOURCES

By

Patrick Y. Ikebara
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Substitute for form 1449 PTO-1A
*REPLACES FORM 1449 PTO-1A***INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

Sheet 1 of 1

| | |
|----------------------|------------------|
| Application Number | 10/766,138 |
| Filing Date | January 28, 2004 |
| First Named Inventor | John R. Brustad |
| Art Unit | 3752 |
| Examiner Name | Not yet assigned |

Attorney Docket Number A-3049-AL

U. S. PATENT DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Document Number | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
|--------------------|-----------------------|--|--------------------------------|--|---|
| | | Number-Kind Code ² (if known) | | | |
| | | US- 5,836,925 A | 11-17-1998 | Soltesz et al. | |
| | | US- 2003/230823 A1 | 12-18-2003 | Bartholomew Ross | |
| | | US- 4,619,643 A | 10-28-1986 | Bai et al. | |
| | | US- 6,203,732 B1 | 03-20-2001 | Clubb Elizabeth A. et al. | |
| | | US- 5,531,721 A | 07-02-1996 | Pepin et al. | |
| | | US- 6,533,770 B1 | 03-18-2003 | Lepulu Keke J. et al. | |
| | | US- 6,669,886 B1 | 12-30-2003 | Willard Martin | |
| | | US- 5,180,376 A | 01-19-1993 | Fischell et al. | |
| | | US- 5,947,940 A | 09-07-1999 | Beisel et al. | |
| | | US- 3,585,707 A | 06-22-1971 | Robert C. Stevens | |
| | | US- | | | |

FOREIGN PATENT DOCUMENTS

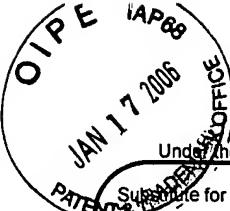
| Examiner Initials* | Cite No. ¹ | Foreign Patent Document | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear | T ⁶ |
|--------------------|-----------------------|---|--------------------------------|--|---|----------------|
| | | Country Code ³ -Number ⁴ -Kind Code ⁵ (if known) | | | | |
| | | WO 00/25849 A | 05-11-2000 | Intratherapeutics, Inc | | |
| | | WO 97/10749 A | 03-27-1997 | Guided Medical Systems | | |
| | | WO 03/015638 A | 02-27-2003 | Heartstent Corporation | | |
| | | EP 0 421 650 A | 04-10-1991 | C.R. Bard, Inc. | | |
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|--------------------|-----------------|
| Examiner Signature | Date Considered |
|--------------------|-----------------|

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



PTO/SB/08B (08-03)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
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Substitute for form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

| | | | | | |
|-----------------------------------|---|----|---|------------------------|------------------|
| (Use as many sheets as necessary) | | | | Examiner Name | Not yet assigned |
| Sheet | 1 | of | 1 | Attorney Docket Number | A-3049-AL |

NON PATENT LITERATURE DOCUMENTS

| | | | |
|-----------------------|--|--------------------|--|
| Examiner Signature | | Date Considered | |
|-----------------------|--|--------------------|--|

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). **2** Applicant is to place a check mark here if English language Translation is attached.

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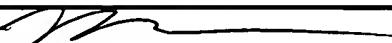
(to be used for all correspondence after initial filing)

| | | | |
|--|------------------|------------------------|-----------|
| Application Number | 10/766,138 | | |
| Filing Date | January 28, 2004 | | |
| First Named Inventor | John R. Brustad | | |
| Art Unit | 3752 | | |
| Examiner Name | Not yet assigned | | |
| Total Number of Pages in This Submission | 160 | Attorney Docket Number | A-3049-AL |

ENCLOSURES (Check all that apply)

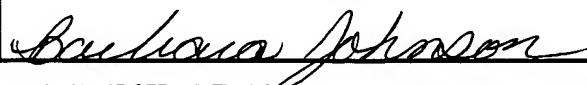
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| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): PTO Form SB08A (1 page) PTO Form SB08B (1 page) Copies of 5 cited references Return Receipt Postcard |
| Remarks | | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | |
|-------------------------|---|--|
| Firm or Individual name | PATRICK Y. IKEHARA | |
| Signature |  | |
| Date | Jan 13, 2006 | |

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

| | | |
|-----------------------|---|------|
| Typed or printed name | Barbara Johnson | |
| Signature |  | Date |
| | 1-13-06 | |

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